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*Verizon Communications Inc.*

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY**

SCOTT MATHEWS, individually, and  
on behalf of all others similarly situated,

Plaintiff,

v.

VERIZON COMMUNICATIONS INC.,

Defendant.

Civil Action: 3:19-cv-21442-FLW-ZNQ

**(Oral Argument Requested)**

**NOTICE OF MOTION TO DISMISS  
THE COMPLAINT**

TO: Richard Kim, Esq.  
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*Attorney for Plaintiff Scott Mathews*

**PLEASE TAKE NOTICE** that, Defendant Verizon Communications Inc. (“Defendant”), by their undersigned counsel, shall move before the Honorable Freda L. Wolfson, U.S.D.J., at the United States District Court for the District of New Jersey, Clarkson S. Fischer Building & U.S. Courthouse, 402 East State Street, Trenton, New Jersey on March 16, 2020 at 9:00 a.m., or as soon thereafter as counsel may be heard, for an Order granting Defendant’s Motion to Dismiss Plaintiff’s Complaint with Prejudice pursuant to Federal Rule of Civil Procedure 12(b)(6).

**PLEASE TAKE FURTHER NOTICE** that in support of its motion, Defendant will rely upon the enclosed Memorandum of Law.

**PLEASE TAKE FURTHER NOTICE** that Defendant has submitted a proposed form of Order.

**PLEASE TAKE FURTHER NOTICE** that Defendant hereby requests oral argument.

By: /s/ *Philip R. Sellinger*  
Philip R. Sellinger, Esq.  
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*Attorneys for Defendant Verizon  
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Date: February 18, 2020